

IN THE HIGH COURT OF UTTARANCHAL AT
NAINITAL

WRIT PETITION NO. 659 OF 2006 (MS)

Rao Taimoor,
S/o Shri Nazar Mohammad,
R/o Village – Sikanderpur Bhaiswaal,
Pargana-Bhagwanpur, Tehsil- Roorkee,
District- Haridwar. Petitioner.

Versus

1. Civil Judge (Junior Division), Roorkee, District Haridwar.
2. Atul Tyagi, S/O Shri Sonath Tyagi, R/O Village Binarsi @ Bulehi, Pargana Bhagwanpur, Tehsil Roorkee, District Haridwar.
3. Athar Hasan, S/O Mohd. Umar Hasan, R/O Purani Tehsil Roorkee, Pargana & Tehsil-Roorkee,
4. Iliyas, S/O Haji Ashak, R/O Mahigran Roorkee, Pargana & Tehsil Roorkee, District Haridwar.
5. Dilip Kumar, S/O Shri Chabildas, R/O Ramnagar Roorkee, Pargana & Tehsil Roorkee, District – Haridwar.
6. Mustakeem, S/O Sharif, R/O Village-Sikandarpur Bhaiswal, Pargana Bhagwanpur, Tehsil Roorkee, District Haridwar.
7. Mainpal, S/O Sharif, R/O Makdumpur, Pargana Manglore, Tehsil Roorkee, District Haridwar.
8. Liyakat,
9. Yakoob,
Respondent No. 8 &9, S/O Nisaar, R/O Karindi Pargana Bhagwanpur, Tehsil Roorkee, District Haridwar.
10. Iliyas, S/O Saddik
11. Rajendra S/O Lahor,
Respondent No. 10 & 11 R/O Karondi, Pargana Bhagwanpur, Tehsil Roorkee, District-Haridwar.
12. Devendra Singh, S/O Shri Succha Singh,

13. Inderjeet Singh, S/O Shri Succha Singh,
Respondent No. 12 & 13 R/O Ramnagar, Roorkee,
Pargana & Tehsil Roorkee, District- Haridwar.

.....Respondents.

Dated: 07.06.2006

Hon'ble Rajesh Tandon, J.

Heard Sri. A.K. Sharma, Advocate for the petitioner and
Standing Counsel for the respondent no. 1.

By the present writ petition, the petitioner is challenging
the order dated 26.05.2006 passed by the Prescribed
Authority/Civil Judge. The Civil Judge has fixed 7th July, 2006.
the petitioner has pointed out that there is already an order
passed by this Court on 13th April, 2006, whereby the parties
have been directed to maintain status quo in the meantime.

The petitioner is directed to produce the said order before
the Civil Court. The Civil Court shall disposed of the application
filed under Order 39 Rule 1 C.P.C. 6-Ga-2 within a period of
thirty days from the date of presentation of the certified copy of
the order.

Subject to the aforesaid observations, the writ petition is
not maintainable at this stage and is dismissed. No order as to
costs.

(Rajesh Tandon, J.)

07.06.2006

Rathour